

thorized to sell the old flags to best advantage, the money from the sale of the flags to be placed in the general revenue fund of the State.

MOORE.

Read and referred to the Committee on Contingent Expense.

Recess.

On motion of Senator Woodward, the Senate, at 6:06 o'clock p. m., recessed until 10 o'clock tomorrow morning.

APPENDIX.

Committee on Enrolled Bills.

Committee Room,

Austin, Texas, May 11, 1933.

Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. C. R. No. 65 carefully examined and compared, and find same correctly enrolled.

GREER, Chairman.

Final Disposition of Bills.

SUPPLEMENT.

Number of Bill or Resolu- tion	Date Filed	Vote	
		House	Senate
H. B. No. 22	May 10, 1933..... 11:20 a. m.	Yeas 108 Nays 0	Yeas 21 Nays 3
H. B. No. 28	May 10, 1933..... 5:30 p. m.	Yeas 111 Nays 8	Yeas 18 Nays 7
H. B. No. 242	May 10, 1933..... 5:30 p. m.	Passed by viva voce vote	Passed by viva voce vote
S. C. R. No. 62	May 10, 1933..... 4:00 p. m.	Adopted	Adopted

W. W. HEATH, Secretary of State.

SEVENTY-SECOND DAY—(Cont'd.)

Senate Chamber,
Austin, Texas,
May 12, 1933.

The Senate met at 10 o'clock a. m., pursuant to recess, and was called to order by Lieutenant Governor Edgar E. Witt.

Senators Excused.

Senators Neal and Russek were excused for the day on account of important business, on motion of Senator Blackert.

Bills Introduced.

By unanimous consent, the rule relating to the introduction of general bills after the first 52 days of the session was suspended and consent was granted to introduce the following bills:

By Senator Holbrook:

S. B. No. 557, A bill to be entitled "An Act making an appropriation of the sum of Twenty-five Thousand

Dollars (\$25,000.00), or so much thereof as may be necessary, out of the general revenue of the State of Texas, to pay the contingent expenses of the regular session of the Forty-third Legislature of the State of Texas, providing how accounts may be approved and declaring an emergency."

Read and referred to Committee on Finance.

By Senator Holbrook:

S. B. No. 558, A bill to be entitled "An Act appropriating the sum of One Hundred Thousand Dollars, or so much thereof as may be necessary, payable out of the General Revenue Fund, to pay the mileage and per diem of members, and the salaries and per diem of officers and employees, of the Forty-third Legislature of the State of Texas, and declaring an emergency."

Read and referred to Committee on Finance.

By Senator Redditt:

S. B. No. 559, A bill to be entitled "An Act providing that where as a

result of improvements made by the Federal government on lands owned by the State or by any city or county of the State, under the provisions of an Act of Congress approved March 31, 1933, and being entitled 'An Act for the relief of unemployment through the performance of useful public work and other purposes,' there accrues to the State on a sale of said land or its products a profit from the improvements so made, said profits so resulting from said improvements shall be divided equally between the State and the Federal government upon certain conditions; exempting from the provisions of this Act lands held by the State or by any county of the State for public free school or University purposes; and declaring an emergency."

Read and referred to Committee on Internal Improvements.

By Senator Duggan:

S. B. No. 560, A bill to be entitled "An Act to validate all ad valorem tax levies heretofore made by incorporated cities and towns in the State of Texas which levies are unenforceable because of failure of the governing bodies of such respective incorporated cities and towns to make such levy by ordinance, and which are unenforceable because of the failure of such governing bodies to appoint the statutory Board of Equalization, or where the city council, city commission or other governing body of such incorporated city or town have acted as a Board of Equalization in the fixing of the valuation of taxable property for ad valorem taxes within any such incorporated city or town; making this Act applicable only to counties having a population of twelve thousand (12,000) to twelve thousand and five hundred according to the last preceding United States census; and declaring an emergency."

Read and referred to Committee on Towns and City Corporations.

House Bill No. 790.

The Chair laid before the Senate on its second reading by unanimous consent the following bill:

By Mr. Dunagan:

H. B. No. 790, A bill to be entitled "An Act to prohibit the hunting, tak-

ing, or killing of wild foxes, or having in possession the pelts thereof in Upshur County; providing a penalty; repealing all laws or parts of laws in conflict herewith; and declaring an emergency."

The committee report recommending that the bill be not printed was adopted by unanimous consent.

The bill was read second time and passed to third reading.

On motion of Senator Pace the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 790 was put on its third reading and final passage by the following vote:

Yeas—27.

Beck.	Pace.
Blackert.	Parr.
Collie.	Patton.
Cousins.	Poage.
DeBerry.	Purl.
Duggan.	Rawlings.
Fellbaum.	Redditt.
Greer.	Regan.
Holbrook.	Sanderford.
Hornsby.	Small.
Martin.	Stone.
Moore.	Woodruff.
Murphy.	Woodward.
Oneal.	

Absent—Excused.

Hopkins.	Russek.
Neal.	Woodul.

Read third time and finally passed by the following vote:

Yeas—27.

Beck.	Pace.
Blackert.	Parr.
Collie.	Patton.
Cousins.	Poage.
DeBerry.	Purl.
Duggan.	Rawlings.
Fellbaum.	Redditt.
Greer.	Regan.
Holbrook.	Sanderford.
Hornsby.	Small.
Martin.	Stone.
Moore.	Woodruff.
Murphy.	Woodward.
Oneal.	

Absent—Excused.

Hopkins.	Russek.
Neal.	Woodul.

House Bill No. 182.

Senator Holbrook asked unanimous consent to suspend the regular order of business and take up H. B. No. 182.

Objection was heard.

Senator Holbrook moved to suspend the regular order of business and take up H. B. No. 182. The motion was lost by the following vote:

Yeas—11.

Blackert.	Oneal.
Cousins.	Parr.
Duggan.	Patton.
Holbrook.	Redditt.
Hornsby.	Sanderford.
Murphy.	

Nays—6.

Collie.	Poage.
DeBerry.	Purl.
Fellbaum.	Stone.

Present—Not Voting.

Beck.	Rawlings.
Greer.	Regan.
Martin.	Small.
Moore.	Woodruff.
Pace.	Woodward.

Absent—Excused.

Hopkins.	Russek.
Neal.	Woodul.

(Two-thirds vote of those present required.)

Senate Bill No. 557.

The Chair laid before the Senate by unanimous consent the following bill:

By Senator Holbrook:

S. B. No. 557, A bill to be entitled "An Act making an appropriation of the sum of \$25,000, etc., to pay the contingent expenses of the regular session, etc., and declaring an emergency."

The rule requiring committee reports to lie over one day was suspended by unanimous consent.

The committee report recommending that the bill be not printed was adopted by unanimous consent.

On motion of Senator Holbrook the constitutional rule requiring bills

to be read on three several days was suspended and S. B. No. 557 was put on its second reading by the following vote:

Yeas—27.

Beck.	Pace.
Blackert.	Parr.
Collie.	Patton.
Cousins.	Poage.
DeBerry.	Purl.
Duggan.	Rawlings.
Fellbaum.	Redditt.
Greer.	Regan.
Holbrook.	Sanderford.
Hornsby.	Small.
Martin.	Stone.
Moore.	Woodruff.
Murphy.	Woodward.
Oneal.	

Absent—Excused.

Hopkins.	Russek.
Neal.	Woodul.

The bill was read second time and passed to engrossment.

On motion of Senator Holbrook the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 557 was put on its third reading and final passage by the following vote:

Yeas—27.

Beck.	Pace.
Blackert.	Parr.
Collie.	Patton.
Cousins.	Poage.
DeBerry.	Purl.
Duggan.	Rawlings.
Fellbaum.	Redditt.
Greer.	Regan.
Holbrook.	Sanderford.
Hornsby.	Small.
Martin.	Stone.
Moore.	Woodruff.
Murphy.	Woodward.
Oneal.	

Absent—Excused.

Hopkins.	Russek.
Neal.	Woodul.

Read third time and finally passed by the following vote:

Yeas—27.

Beck.	Duggan.
Blackert.	Fellbaum.
Collie.	Greer.
Cousins.	Holbrook.
DeBerry.	Hornsby.

Martin.	Rawlings.
Moore.	Redditt.
Murphy.	Regan.
Oneal.	Sanderford.
Pace.	Small.
Parr.	Stone.
Patton.	Woodruff.
Poage.	Woodward.
Purl.	

Absent—Excused.

Hopkins.	Russek.
Neal.	Woodul.

Senate Bill No. 558.

The Chair laid before the Senate by unanimous consent the following bill:

By Senator Holbrook:

S. B. No. 558, A bill to be entitled "An Act appropriating the sum of \$100,000, etc., to pay the mileage and per diem, etc., and declaring an emergency."

The rule requiring committee reports to lie over one day was suspended by unanimous consent.

The committee report recommending that the bill be not printed was adopted by unanimous consent.

On motion of Senator Holbrook, the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 558 was put on its second reading by the following vote:

Yeas—27.

Beck.	Pace.
Blackert.	Parr.
Collie.	Patton.
Cousins.	Poage.
DeBerry.	Purl.
Duggan.	Rawlings.
Fellbaum.	Redditt.
Greer.	Regan.
Holbrook.	Sanderford.
Hornsby.	Small.
Martin.	Stone.
Moore.	Woodruff.
Murphy.	Woodward.
Oneal.	

Absent—Excused.

Hopkins.	Russek.
Neal.	Woodul.

The bill was read second time and passed to engrossment.

On motion of Senator Holbrook, the constitutional rule requiring bills

to be read on three several days was suspended and S. B. No. 558 was put on its third reading and final passage by the following vote:

Yeas—27.

Beck.	Pace.
Blackert.	Parr.
Collie.	Patton.
Cousins.	Poage.
DeBerry.	Purl.
Duggan.	Rawlings.
Fellbaum.	Redditt.
Greer.	Regan.
Holbrook.	Sanderford.
Hornsby.	Small.
Martin.	Stone.
Moore.	Woodruff.
Murphy.	Woodward.
Oneal.	

Absent—Excused.

Hopkins.	Russek.
Neal.	Woodul.

Read third time and finally passed by the following vote:

Yeas—27.

Beck.	Pace.
Blackert.	Parr.
Collie.	Patton.
Cousins.	Poage.
DeBerry.	Purl.
Duggan.	Rawlings.
Fellbaum.	Redditt.
Greer.	Regan.
Holbrook.	Sanderford.
Hornsby.	Small.
Martin.	Stone.
Moore.	Woodruff.
Murphy.	Woodward.
Oneal.	

Absent—Excused.

Hopkins.	Russek.
Neal.	Woodul.

House Bill No. 970.

Senator Collie asked unanimous consent to take up out of its regular order H. B. No. 970.

Objection was heard.

Senator Collie moved to suspend the regular order and take up H. B. No. 970. The motion was lost by the following vote:

Yeas—14.

Blackert.	Cousins.
Collie.	Hornsby.

Moore. Redditt.
Murphy. Regan.
Oneal. Sanderford.
Parr. Small.
Patton. Stone.

Nays—6.

DeBerry. Holbrook.
Duggan. Poage.
Fellbaum. Purl.

Present—Not Voting.

Beck. Rawlings.
Greer. Woodruff.
Martin. Woodward.
Pace.

Absent—Excused.

Hopkins. Russek.
Neal. Woodul.

(Two-thirds vote of those present required.)

House Bill No. 262.

The Chair laid before the Senate on its second reading the following bill:

By Mr. Morse and Mr. Moore:

H. B. No. 262, A bill to be entitled "An Act amending Article 497 of the Penal Code of the State of Texas, by striking out the words 'after the death of her mother' immediately following the words 'her mother's husband'; and by striking out the words 'after the death of her daughter' immediately following the words 'her daughter's husband' (relating to marriage rights), and declaring an emergency."

The bill was read second time and passed to third reading.

On motion of Senator Purl, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 262 was put on its third reading and final passage by the following vote:

Yeas—27.

Beck. Martin.
Blackert. Moore.
Collie. Murphy.
Cousins. Oneal.
DeBerry. Pace.
Duggan. Parr.
Fellbaum. Patton.
Greer. Poage.
Holbrook. Purl.
Hornsby. Rawlings.

Redditt. Stone.
Regan. Woodruff.
Sanderford. Woodward.
Small.

Absent—Excused.

Hopkins. Russek.
Neal. Woodul.

Read third time and finally passed by the following vote:

Yeas—25.

Beck. Parr.
Blackert. Patton.
Collie. Poage.
Cousins. Purl.
Duggan. Rawlings.
Fellbaum. Redditt.
Greer. Regan.
Holbrook. Sanderford.
Hornsby. Small.
Martin. Stone.
Moore. Woodruff.
Murphy. Woodward.
Pace.

Nays—2.

DeBerry. Oneal.

Absent—Excused.

Hopkins. Russek.
Neal. Woodul.

S. J. R. No. 3.

Senator Rawlings called up the free conference report on S. J. R. No. 3. The report was adopted by the following vote:

Yeas—24.

Beck. Oneal.
Blackert. Pace.
Collie. Parr.
Cousins. Patton.
Duggan. Purl.
Fellbaum. Rawlings.
Greer. Redditt.
Holbrook. Regan.
Hornsby. Sanderford.
Martin. Small.
Moore. Stone.
Murphy. Woodward.

Nays—1.

DeBerry.

Absent.

Poage. Woodruff.

Absent—Excused.

Hopkins. Russek.
Neal. Woodul.

Bills Signed.

The Chair, Lieutenant Governor Edgar E. Witt, gave notice of signing, and did sign, in the presence of the Senate, after their captions had been read, the following bills:

S. B. No. 440.

S. B. No. 292.

House Bill No. 319.

The Chair laid before the Senate on its second reading the following bill:

By Mr. Canon, Mr. Engelhard, Mr. Aikin, Mr. Hodges, Mr. Bourne, Mr. Merritt, and Mr. Ray:

H. B. No. 319, A bill to be entitled "An Act prohibiting the buyer of baled cotton deducting the value thereof because of lightness of weight, and fixing a penalty thereof."

The committee amendment was adopted.

The bill was read second time and passed to third reading.

On motion of Senator Murphy, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 319 was put on its third reading and final passage by the following vote:

Yeas—27.

Beck.	Pace.
Blackert.	Parr.
Collie.	Patton.
Cousins.	Poage.
DeBerry.	Purl.
Duggan.	Rawlings.
Fellbaum.	Redditt.
Greer.	Regan.
Holbrook.	Sanderford.
Hornsby.	Small.
Martin.	Stone.
Moore.	Woodruff.
Murphy.	Woodward.
Oneal.	

Absent—Excused.

Hopkins.	Russek.
Neal.	Woodul.

Read third time and finally passed by the following vote:

Yeas—24.

Beck.	Cousins.
Blackert.	DeBerry.
Collie.	Duggan.

Fellbaum.
Greer.
Hornsby.
Martin.
Moore.
Murphy.
Oneal.
Pace.
Parr.

Patton.
Purl.
Rawlings.
Redditt.
Regan.
Sanderford.
Small.
Woodruff.
Woodward.

Nays—3.

Holbrook.	Stone.
Poage.	

Absent—Excused.

Hopkins.	Russek.
Neal.	Woodul.

House Bill No. 647.

The Chair laid before the Senate on its second reading the following bill:

By Mr. Lindsey (by request):

H. B. No. 647, A bill to be entitled "An Act to amend Article 4686, of the Revised Civil Statutes of 1925, by prohibiting individuals, not otherwise expressly permitted by statute, to engage in the business of insuring others against insurable losses; providing that the Board of Insurance Commissioners shall be satisfied that any insurance carrier applying for a certificate of authority has in all respects complied with the laws of this State; providing that it shall be the duty of the Board of Insurance Commissioners to issue to such qualified carrier a certificate of authority under its seal, authorizing such carrier to transact an insurance business, naming the particular kind of same, for a period of not more than twelve months and such authority not to extend beyond the last day of February following the date of issuance of said certificate; defining the term 'carrier,' and declaring an emergency."

Read second time.

On motion of Senator Holbrook, the bill was laid on the table subject to call.

House Bill No. 890.

The Chair laid before the Senate on its second reading the following bill:

H. B. No. 890, A bill to be entitled "An Act to authorize and provide a method for the Commissioner of the General Land Office to lease to the Alejandro G. Trevino Post No. 390, of the American Legion of Willacy County, Texas, certain submerged lands under the waters of Red Fish Bay, in Willacy County, Texas, etc.; and declaring an emergency."

The bill was read second time and passed to third reading.

On motion of Senator Parr, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 890 was put on its third reading and final passage by the following vote:

Yeas—27.

Beck.	Pace.
Blackert.	Parr.
Collie.	Patton.
Cousins.	Poage.
DeBerry.	Purl.
Duggan.	Rawlings.
Fellbaum.	Redditt.
Greer.	Regan.
Holbrook.	Sanderford.
Hornsby.	Small.
Martin.	Stone.
Moore.	Woodruff.
Murphy.	Woodward.
Oneal.	

Absent—Excused.

Hopkins.	Russek.
Neal.	Woodul.

Read third time and finally passed by the following vote:

Yeas—27.

Beck.	Pace.
Blackert.	Parr.
Collie.	Patton.
Cousins.	Poage.
DeBerry.	Purl.
Duggan.	Rawlings.
Fellbaum.	Redditt.
Greer.	Regan.
Holbrook.	Sanderford.
Hornsby.	Small.
Martin.	Stone.
Moore.	Woodruff.
Murphy.	Woodward.
Oneal.	

Absent—Excused.

Hopkins.	Russek.
Neal.	Woodul.

House Bill No. 623.

The Chair laid before the Senate on its second reading the following bill:

By Mr. Leonard:

H. B. No. 623, A bill to be entitled "An Act to further protect the purchasers and consumers of fruits and vegetables, by prescribing methods by which such fruits and vegetables may be identified as to grade and pack; and declaring an emergency."

Read second time.

Senator DeBerry sent up the following amendment:

Amend H. B. No. 623 by striking out the following words: Except as to the term 'unclassified' for which term 'culls' shall be substituted," lines 63 and 64, Section 3, page 1.

DeBERRY.

Read and adopted.

On motion of Senator Parr, the bill was laid on the table subject to call.

Message From the House.

Hall of the House of Representatives, Austin, Texas, May 12, 1933.

Hon. Edgar E. Witt, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following resolutions:

S. C. R. No. 36, Granting permission to J. B. Dunlap to sue the State of Texas for damages.

S. C. R. No. 37, Granting permission to E. G. Powell to sue the State of Texas for damages.

Respectfully submitted,

LOUISE SNOW PHINNEY,
Chief Clerk, House of Representatives.

House Bill No. 510.

The Chair laid before the Senate on its second reading, H. B. No. 510.

On motion of Senator Pace, the bill was laid on the table subject to call.

House Bill No. 348.

The Chair laid before the Senate on its second reading the following bill:

By Mr. Camp, Mr. Holland, Mr. Bedford, and Mr. Anderson of Johnson:

H. B. No. 348, A bill to be entitled "An Act to amend Article 1738, Re-

vised Civil Statutes of Texas of 1925 (as amended by the Acts of 1927, Fortieth Legislature, First Called Session, page 148, Chapter 51, Section 1), so as to provide that the equalization of the business of the Courts of Civil Appeals shall be made by the Supreme Court, as of the close of business in said Courts of Civil Appeals on December 31 and May 31 of each year; and declaring an emergency."

The committee report recommending that the bill be not printed was adopted by unanimous consent.

The bill was read second time and passed to third reading.

On motion of Senator Woodward the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 348 was put on its third reading and final passage by the following vote:

Yeas—27.

Beck.	Pace.
Blackert.	Parr.
Collie.	Patton.
Cousins.	Poage.
DeBerry.	Purl.
Duggan.	Rawlings.
Fellbaum.	Redditt.
Greer.	Regan.
Holbrook.	Sanderford.
Hornsby.	Small.
Martin.	Stone.
Moore.	Woodruff.
Murphy.	Woodward.
Oneal.	

Absent—Excused.

Hopkins.	Russek.
Neal.	Woodul.

Read third time and finally passed by the following vote:

Yeas—27.

Beck.	Pace.
Blackert.	Parr.
Collie.	Patton.
Cousins.	Poage.
DeBerry.	Purl.
Duggan.	Rawlings.
Fellbaum.	Redditt.
Greer.	Regan.
Holbrook.	Sanderford.
Hornsby.	Small.
Martin.	Stone.
Moore.	Woodruff.
Murphy.	Woodward.
Oneal.	

Absent—Excused.

Hopkins.	Russek.
Neal.	Woodul.

House Bill No. 409.

The Chair laid before the Senate on its second reading the following bill:

By Mr. Camp:

H. B. No. 409, A bill to be entitled "An Act providing for rules attacking the credibility of witnesses in civil and criminal cases by showing connection with crime, and declaring an emergency."

The committee report recommending that the bill be not printed was adopted by unanimous consent.

The bill was read second time and passed to third reading.

House Bill No. 670.

The Chair laid before the Senate on its second reading the following bill:

H. B. No. 670, A bill to be entitled "An Act providing for the issuance of licenses for life, health and accident insurance agents and the cancellation thereof; regulating the conduct of persons and companies with reference to acting as, and through, life, health, and accident insurance agents; providing penalties, repealing laws in conflict, and declaring an emergency."

The bill was read second time and passed to third reading.

On motion of Senator Purl the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 670 was put on its third reading and final passage by the following vote:

Yeas—27.

Beck.	Pace.
Blackert.	Parr.
Collie.	Patton.
Cousins.	Poage.
DeBerry.	Purl.
Duggan.	Rawlings.
Fellbaum.	Redditt.
Greer.	Regan.
Holbrook.	Sanderford.
Hornsby.	Small.
Martin.	Stone.
Moore.	Woodruff.
Murphy.	Woodward.
Oneal.	

Absent—Excused.

Hopkins.	Russek.
Neal.	Woodul.

Read third time and finally passed by the following vote:

Yeas—27.

Beck.	Pace.
Blackert.	Parr.
Collie.	Patton.
Cousins.	Poage.
DeBerry.	Purl.
Duggan.	Rawlings.
Fellbaum.	Redditt.
Greer.	Regan.
Holbrook.	Sanderford.
Hornsby.	Small.
Martin.	Stone.
Moore.	Woodruff.
Murphy.	Woodward.
Oneal.	

Absent—Excused.

Hopkins.	Russek.
Neal.	Woodul.

House Bill No. 650.

The Chair laid before the Senate on its second reading the following bill:

By Mr. Fain:

H. B. No. 650, A bill to be entitled "An Act to amend Acts, 1929, Forty-first Legislature, Regular Session, page 523, Chapter 250, Section 2, relating to the giving of bond by commercial colleges, so as not to apply to commercial colleges that sell no scholarship or require no other advance payments; and declaring an emergency."

Read second time.

On motion of Senator Pace, the bill was laid on the table subject to call.

House Bill No. 442.

The Chair laid before the Senate on its second reading, the following bill:

By Mr. Kayton:

H. B. No. 442, A bill to be entitled "An Act creating a Central Mailing Bureau; providing for the control of such Bureau by the State Board of Control; designating the duties and purpose of such Bureau; making an appropriation for the expense of operation and for the purchase of necessary equipment to establish and

maintain said Bureau for a period of six months; providing all mail of the State departments located in the State Capitol, the State Office Building, the State Highway Department Office Building, and the Courthouse State Office Building in Austin shall pass through said Bureau; providing for bonds for personnel of such Bureau; providing an appropriation for a revolving fund; repealing all laws in conflict, and declaring an emergency."

Read second time.

Senator DeBerry sent up the following amendment:

Amend H. B. No. 442 by adding a new section to be known as Section 6a, to read as follows: "The Board of Control shall obtain all employees above mentioned from the present personnel of the different State departments as provided for in the Departmental Appropriation bill for the biennium ending August 31, 1935. Provided, however, this shall not apply to the superintendent."

DeBERRY.

The amendment was read and adopted.

The bill was passed to third reading.

On motion of Senator Purl, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 442 was put on its third reading and final passage by the following vote:

Yeas—25.

Beck.	Parr.
Blackert.	Patton.
Cousins.	Poage.
DeBerry.	Purl.
Duggan.	Rawlings.
Fellbaum.	Redditt.
Greer.	Regan.
Hornsby.	Sanderford.
Martin.	Small.
Moore.	Stone.
Murphy.	Woodruff.
Oneal.	Woodward.
Pace.	

Nays—2.

Collie.	Holbrook.
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Absent—Excused.

Hopkins.	Russek.
Neal.	Woodul.

Read third time and finally passed by the following vote:

Yeas—21.

Beck.	Patton.
Blackert.	Poage.
Cousins.	Purl.
Duggan.	Rawlings.
Fellbaum.	Redditt.
Greer.	Regan.
Moore.	Sanderford.
Murphy.	Small.
Oneal.	Stone.
Pace.	Woodward.
Parr.	

Nays—6.

Collie.	Hornsby.
DeBerry.	Martin.
Holbrook.	Woodruff.

Absent—Excused.

Hopkins.	Russek.
Neal.	Woodul.

S. C. R. No. 61.

Senator Poage received unanimous consent to take up:

S. C. R. No. 61, Relative to purchase of tires by counties, cities, etc., on same terms, prices and conditions as the State of Texas.

Read and adopted.

Recess.

On motion of Senator Moore, the Senate, at 12:17 o'clock p. m., recessed until 2 o'clock p. m.

After Recess.

The Senate met at 2 o'clock p. m., pursuant to recess, and was called to order by Lieutenant Governor Edgar E. Witt.

Messages from the House.

Hall of the House of Representatives, Austin, Texas, May 12, 1933.

Hon. Edgar E. Witt, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has concurred in Senate amendments to H. B. No. 844 by a vote of 125 yeas and 0 nays.

Respectfully submitted,

LOUISE SNOW PHINNEY,
Chief Clerk, House of Representatives.

Hall of the House of Representatives, Austin, Texas, May 12, 1933.

Hon. Edgar E. Witt, President of the Senate.

Sir: I am directed by the House

to inform the Senate that the House has passed the following resolution:

S. J. R. No. 30, A joint resolution proposing an amendment to Article 3 of the Constitution of the State of Texas to be known as Section 51a; providing that the Legislature may authorize by law the issuance and sale of bonds of the State of Texas, not to exceed the sum of twenty million (\$20,000,000.00) dollars, bearing interest not to exceed four and one-half (4½%) per centum per annum, and to mature not to exceed ten (10) years from their date, to be used for relieving the hardships of unemployment; providing for appropriations to pay said bonds and limiting the grant of power to two years from date of adoption; providing for submission of same to the qualified voters of the State; providing for the necessary proclamation and making an appropriation to defray the expenses of the proclamation, publication and election.

(With amendments).

Respectfully submitted,

LOUISE SNOW PHINNEY,
Chief Clerk, House of Representatives.

At Ease.

At 2:01 o'clock p. m., the Senate stood at ease subject to the call of the Chair.

Senator Excused.

On motion of Senator Hornsby, Senator Parr was excused for the afternoon and tomorrow on account of important business.

Free Conference Report.

Senator Redditt sent up the following free conference report:

Committee Room,

Austin, Texas, April 24, 1933.

Hon. Edgar E. Witt, President of the Senate.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sirs: We, your Free Conference Committee, to whom was referred

H. B. No. 399, A bill to be entitled "An Act permitting the taking of pelts of fur-bearing animals for the purpose of sale in Nacogdoches and Angelina Counties during the months of December and January; making it unlawful to take such pelts or to

employ a steel trap for taking any fur-bearing animal during any other months than December and January; providing a penalty; repealing all laws or parts of laws in conflict with this Act, and declaring an emergency."

Have had the same under consideration, and we recommend to the Senate and to the House of Representatives that the foregoing bill pass in the form attached hereto.

REDDITT,
STONE,
COUSINS,
PATTON,
PACE.

On Part of the Senate.

LAIRD,
TILLERY,
DWYER,
HUDDLESTON,
GLASS,

On part of the House.

By Tillery. H. B. No. 399.

A BILL
To Be Entitled

An Act permitting the taking of pelts of fur-bearing animals for the purpose of sale in Nacogdoches and Angelina Counties during the months of December and January; making it unlawful to take such pelts or to employ a steel trap for taking any fur-bearing animal during any other months than December and January; providing a penalty; repealing all laws or parts of laws in conflict with this Act, and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

Section 1. It shall be unlawful to take the pelt of any fur-bearing animal in Nacogdoches and Angelina Counties except during the month of December or January of any year. During the month of December or January of any year it shall be lawful to take such animals by a trap or any other device, upon one's own property, or upon property upon which a written permit has been given by the owner for trapping purposes, but at any other time it shall be unlawful to use a trap or any other mechanical device for taking any fur-bearing animal in Nacogdoches and Angelina Counties. The pelts of any fur-bearing animals taken by the authority granted in

this Act may be sold or offered for sale in conformity to the laws of this State.

Sec. 2. Any person violating any provision of this Act shall be deemed guilty of a misdemeanor and upon conviction shall be fined in a sum not less than Ten Dollars (\$10.00) nor more than Two Hundred Dollars (\$200.00).

Sec. 3. All laws or parts of laws in conflict with this Act are hereby repealed.

Sec. 4. The fact that the present law applying to Nacogdoches and Angelina Counties does not permit the trapping of fur-bearing animals at any time and results in curtailing the opportunities of the people of said counties to profit from this great natural resource, creates an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three separate days be suspended, and the same is hereby suspended, and this Act shall take effect and be in force from and after its passage, and it is so enacted.

Read and adopted by the following vote:

Yeas—27.

Beck.	Pace.
Blackert.	Patton.
Collie.	Poage.
Cousins.	Purl.
DeBerry.	Rawlings.
Duggan.	Redditt.
Fellbaum.	Regan.
Greer.	Russek.
Holbrook.	Sanderford.
Hornsby.	Small.
Martin.	Stone.
Moore.	Woodruff.
Murphy.	Woodward.
Oneal.	

Absent—Excused.

Hopkins.	Parr.
Neal.	Woodul.

House Bill No. 280.

The Chair laid before the Senate on its second reading the following bill:

By Mr. Harman:

H. B. No. 280, A bill to be entitled "An Act to amend Chapter 273, General Laws, Regular Session, Fortieth Legislature, fixing the salaries of

Judges of the Supreme Court, Court of Criminal Appeals, Judges of the Supreme Court Commission of Appeals, Judges of the Commission in Aid of the Court of Criminal Appeals, Judges of the Courts of Civil Appeals, and district courts, including criminal district courts of this State; repealing all laws and parts of laws in conflict herewith; and declaring an emergency."

Read second time.

Senator DeBerry sent up the following amendment:

Amend H. B. 280, by adding after the word "State" in line 34, page 1, Section 1 the following: "shall each be paid an annual salary of six thousand (\$6,000.00), payable in equal monthly installments."

Strike out the words and figures six thousand (\$6,000.00) in line 37, Sec. 1 page 1 and insert in lieu thereof the following words and figures "five thousand five hundred dollars (\$5,500.00)."

Strike out the words and figures three thousand seven hundred fifty dollars (\$3,750.00) in lines 42 and 43, page 1 Sec 1 and insert in lieu thereof the words and figures "four thousand dollars (\$4,000.00)."

Strike out the words and figures five thousand dollars (\$5,000.00) in line 40, page 1, Sec. 1 and insert in lieu thereof "five thousand one hundred sixty dollars (\$5,160.00)."

DeBERRY.

Read and adopted.

The bill was passed to third reading.

On motion of Senator DeBerry the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 280 was put on its third reading and final passage by the following vote:

Yeas—27.

Beck.	Murphy.
Blackert.	Oneal.
Collie.	Pace.
Cousins.	Patton.
DeBerry.	Poage.
Duggan.	Purl.
Fellbaum.	Rawlings.
Greer.	Redditt.
Holbrook.	Regan.
Hornsby.	Russek.
Martin.	Sanderford.
Moore.	Small.

Stone.	Woodward.
Woodruff.	

Absent—Excused.

Hopkins.	Parr.
Neal.	Woodul.

Read third time and finally passed by the following vote:

Yeas—27.

Beck.	Pace.
Blackert.	Patton.
Collie.	Poage.
Cousins.	Purl.
DeBerry.	Rawlings.
Duggan.	Redditt.
Fellbaum.	Regan.
Greer.	Russek.
Holbrook.	Sanderford.
Hornsby.	Small.
Martin.	Stone.
Moore.	Woodruff.
Murphy.	Woodward.
Oneal.	

Absent—Excused.

Hopkins.	Parr.
Neal.	Woodul.

House Bill No. 623.

Senator Moore called up from the table, where it was placed this morning, H. B. No. 623.

Senator Moore sent up the following amendments:

Amend H. B. No. 623, page 3 as follows: by striking out line 40 and insert in lieu thereof the following: "one-fourth cent per container of one-fourth bushel; one-half cent per container of one-half bushel and one cent per container of one bushel or more for inspection service performed in reg."

MOORE.

Read and adopted.

Amend H. B. No. 623, page 4, line 4, by adding at the end thereof the following:

"The amount remaining unexpended in this fund at the end of each fiscal year shall revert to the General Fund of the State."

MOORE.

Read and adopted.

Senator Purl sent up the following amendment:

Amend H. B. No. 623 by adding a new section to read as follows:

"The Legislature shall fix the salaries of every employee provided in this Act and no moneys shall be expended during the first two years this Act is in force until a budget has been submitted to the State Board of Control and approved by said Board of Control is expressly prohibited from authorizing the payment of any employee more than \$1,380.00 per year and necessary expenses as now provided by law."

PURL.

Read and adopted.

The bill was passed to third reading.

On motion of Senator Moore, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 623 was put on its third reading and final passage by the following vote:

Yeas—27.

Beck.	Pace.
Blackert.	Patton.
Collie.	Poage.
Cousins.	Purl.
DeBerry.	Rawlings.
Duggan.	Redditt.
Fellbaum.	Regan.
Greer.	Russek.
Holbrook.	Sanderford.
Hornsby.	Small.
Martin.	Stone.
Moore.	Woodruff.
Murphy.	Woodward.
Oneal.	

Absent—Excused.

Hopkins.	Parr.
Neal.	Woodul.

Read third time and finally passed by the following vote:

Yeas—24.

Beck.	Patton.
Blackert.	Poage.
Cousins.	Purl.
Duggan.	Rawlings.
Fellbaum.	Redditt.
Greer.	Regan.
Holbrook.	Russek.
Hornsby.	Sanderford.
Martin.	Small.
Moore.	Stone.
Oneal.	Woodruff.
Pace.	Woodward.

Nays—3.

Collie.	Murphy.
DeBerry.	

Absent—Excused.

Hopkins.
Neal.

Parr.
Woodul.

H. J. R. No. 14.

The Chair laid before the Senate as pending business:

H. J. R. No. 14, A joint resolution Proposing an amendment to Article IX of the Constitution of the State of Texas, by adding a new section to be numbered Section 2-A, said section to have six (6) lettered subdivisions, providing for the abolishment of the fee method of compensating all district officers in this State, and county officers in counties of this State having a population of twenty thousand (20,000) or more, and providing that all such district and county officers be paid on a salary basis; and providing that all precinct officers may be compensated on a fee basis or on a salary basis, and providing for the payment of fees into the county treasury, etc.

The question recurred upon the pending amendment.

Senator Duggan withdrew the amendments:

Senator Duggan sent up the following amendment:

Amend H. J. R. No. 14, page 3 of the enrolled bill, by striking out the last sentence in Subdivision B, Section 2-A, beginning in line 3 after the word "office" and inserting in lieu thereof the following:

"Within the maximum and minimum limits prescribed by the Legislature the Commissioners' Court shall have authority to fix the compensation of all county and precinct officers except county auditor, county judge and county commissioners. The Legislature shall fix the compensation of district judges, district attorneys, county judges and the county commissioners and may provide for a county auditor and prescribe his duties and fix his compensation and the number and compensation of his assistants. The commissioners court shall fix the compensation of and determine the number of deputies, assistants and clerical personnel of all precinct officers and county officers except the county auditor."

DUGGAN,
ONEAL.

Read and adopted.

Amend H. J. R. No. 14 by substituting the following language for the last half of Subdivision D of Section 1, after the word "election" in line 4, page 4 of the enrolled bill:

"Provided, however, that no such law shall impair the right of the commissioners court to determine the compensation of county and precinct officers other than the county auditor, to fix the number of assistants, deputies, and clerical personnel which said officers may employ; nor shall such general law change the present constitutional limitations as to particular and total tax levies for any or all county purposes; nor shall such general law change the present constitutional limitations on counties to incur public debt."

**DUGGAN,
WOODUL.**

Read and adopted.

The resolution was finally passed by the following vote:

Yeas—24.

Beck.	Pace.
Blackert.	Patton.
Collie.	Poage.
Cousins.	Purl.
DeBerry.	Rawlings.
Duggan.	Redditt.
Fellbaum.	Regan.
Greer.	Russek.
Hornsby.	Small.
Moore.	Stone.
Murphy.	Woodruff.
Oneal.	Woodward.

Nays—3.

Holbrook.	Sanderford.
Martin.	

Absent—Excused.

Hopkins.	Parr.
Neal.	Woodul.

Motion to Concur.

Senator Oneal moved to concur in the House amendment to S. J. R. No. 16. The motion prevailed by the following vote:

Yeas—27.

Beck.	Cousins.
Blackert.	DeBerry.
Collie.	Duggan.

Fellbaum.	Purl.
Greer.	Rawlings.
Holbrook.	Redditt.
Hornsby.	Regan.
Martin.	Russek.
Moore.	Sanderford.
Murphy.	Small.
Oneal.	Stone.
Pace.	Woodruff.
Patton.	Woodward.
Poage.	

Absent—Excused.

Parr.	Hopkins.
Woodul.	Neal.

Free Conference Report.

Senator Murphy sent up the following free conference report:

Committee Room,
Austin, Texas, May 10, 1933.

Hon. Edgar E. Witt, President of the Senate.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sirs: We, your Conference Committee, appointed to adjust the differences between the two Houses on S. B. No. 127,

Have had the same under consideration, and beg leave to report back that we have adjusted the differences between the two Houses, and recommend that the bill be passed as heretofore finally passed by the Senate.

**COLLIE,
ONEAL,
WOODRUFF,
MARTIN,
MURPHY,**

On the part of the Senate.

**VAN ZANDT,
SULLIVANT,
GOODMAN,
CAVEN,**

On the part of the House.

Read and adopted by the following vote:

Yeas—27.

Beck.	Hornsby.
Blackert.	Martin.
Collie.	Moore.
Cousins.	Murphy.
DeBerry.	Oneal.
Duggan.	Pace.
Fellbaum.	Patton.
Greer.	Poage.
Holbrook.	Purl.

Rawlings.	Small.
Redditt.	Stone.
Regan.	Woodruff.
Russek.	Woodward.
Sanderford.	

Absent—Excused.

Hopkins.	Parr.
Neal.	Woodul.

Free Conference Report.

Senator Beck sent up the following Free Conference Committee report:

Committee Room,
Austin, Texas, May 12, 1933.
Hon. Coke Stevenson, Speaker of the
House of Representatives.
Hon. Edgar E. Witt, President of the
Senate.

Sirs: We, your Free Conference Committee, appointed to adjust the differences between the House and Senate on H. B. No. 897, have considered same and beg leave to request that the bill pass in the following form.

KAYTON,
STINSON,
BAKER,
HUDDLESTON,
DAVIDSON,

On the part of the House.

BECK,
POAGE,
PACE,
WOODWARD,
MARTIN,

On the part of the Senate.

By Kayton, et al. H. B. No. 897.

A BILL

To Be Entitled

An Act to create the Texas Rehabilitation and Relief Commission for the purpose of administering Federal and/or State funds for employment, rehabilitation and/or relief of the unemployed; providing the Commission shall cease to exist two (2) years after effective date of Act or at such earlier time as in the opinion of the Governor it may be dispensed with, defining duties of Commission; providing for appointment of members of Commission, director of Commission and employees; providing for establishment of county departments of Rehabilitation and Relief, their powers and organization, making an appropriation; provid-

ing if any part of this Act is declared unconstitutional, it shall not affect the validity of the remainder, and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

Section 1. For the purpose of coordinating and unifying the administration of all funds, of a Federal and/or State character, appropriated or otherwise made available for the employment, rehabilitation and/or relief of the unemployed there is hereby created the Texas Rehabilitation and Relief Commission. At the expiration of two (2) years from the date of the enactment of this Act or at such earlier time, as in the opinion of the Governor of the State of Texas such Commission may be dispensed with, said Commission shall cease to exist.

Sec. 2. It shall be the duty of the Commission to administer all funds made available by the Federal Government, including without exclusion because of enumeration, projects made possible by the Emergency Conservation Act, public work projects, self-liquidating projects, construction of housing units to be rented at low cost, colonization projects, crop production made possible under the Emergency Relief and Reconstruction Act, and to take steps to restore agriculture and industry to a normal working condition, provided that its activities shall have as their sole and exclusive objects the providing of employment and/or relief to the unemployed.

Sec. 3. The Texas Rehabilitation and Relief Commission, of which the Governor shall be ex-officio Chairman, shall be composed of seven (7) members: three (3) to be appointed by the Governor, two (2) by the Lieutenant Governor, and two (2) by the Speaker of the House of Representatives. The members of said Commission shall serve without pay. The Governor shall appoint a Director of said Commission whose salary shall be fixed by the Commission, at a sum not to exceed four thousand (\$4,000.00) dollars per year. Subject to the approval of the Chairman of the Commission, the Director shall appoint such employees as are necessary to carry out the provisions of this Act at salaries not to exceed those being paid by the State of Texas to employees performing similar duties in the State departments,

and in no instance to be in excess of the following scale:

Assistant directors, two hundred and fifty (\$250.00) dollars per month.

Chief auditor and accountant, two hundred and twenty-five (\$225.00) dollars per month.

Inspectors and/or field agents, on a basis of one hundred and fifty dollars (\$150.00) per month, none to exceed one hundred and seventy-five (\$175.00) dollars per month.

Bookkeepers and/or accountants, one hundred and fifty (\$150.00) dollars per month.

Stenographers and clerks, on a basis of one hundred (\$100.00) dollars per month, none to exceed one hundred and ten (\$110.00) dollars per month.

Sec. 4. The Texas Rehabilitation and Relief Commission shall establish county boards of welfare and employment. Each county board of welfare and employment shall consist of five (5) members who shall be appointed by the Texas Rehabilitation and Relief Commission with the approval of the Commissioners Court of the county, for a term of one year and shall serve without compensation. It shall be the duty of the county boards of welfare and employment to coordinate and unify all work of the administration and disbursement of funds made available by the State or Federal Government for the employment and/or relief of the unemployed. Subject to the rules and regulations of the Texas Rehabilitation and Relief Commission, the county boards of welfare and employment shall promote, organize and administer rehabilitation and/or relief to the unemployed through the organization of work opportunity, employment, or relief. The organization of the county boards of welfare and employment as well as the employment of personnel, their use of records and all other matters necessary to the successful carrying out of the intent and purpose shall be subject to and under the direction of the Texas Rehabilitation and Relief Commission. The governing body of any county and/or city may by mutual agreement delegate the supervision and direction of any public welfare agency under their respective control to the county boards of welfare and employment.

Sec. 5. There is hereby appropriated out of the general fund of the State of Texas, not otherwise appropriated, the sum of fifty thousand (\$50,000.00) dollars, or so much thereof as is necessary to be expended in the twelve (12) months' period immediately following the passage of this Act, and a sum of fifty thousand (\$50,000.00) dollars, or so much thereof as is necessary for the second twelve (12) months' period of the life of this Act, to be used in the defraying of the necessary costs of the Commission in carrying out the provisions of this Act.

But in no event shall any of the above sums be used for the purpose of securing any technical reports which might be supplied by any existing department of State Government, and the Highway Commission of Texas. The State Reclamation Engineer, the State Water Board, the State Forester, all State educational institutions and all other Departments and agencies of State Government are hereby instructed and required and it is made their duty to furnish all such information and data and to provide all technical reports desired concerning any matter under the control of such department.

Sec. 6. It shall be the duty of the Commission, through the Chief Auditor, to make monthly statements, duly itemized as to all moneys expended from this appropriation, showing to whom paid and for what said money was expended, which statement shall be filed in the office of the Secretary of State and a copy with the State Comptroller.

Sec. 7. No person shall be employed in connection with the work contemplated by this Act, nor shall any person receive any compensation directly or indirectly out of the funds herein appropriated who is related by blood or marriage within the first degree to any other person employed or receiving compensation out of the funds appropriated, or who is so related to any officer of the State, whether elected or appointed or who is so related to the Head of any Department of the State or to any member of the Legislature of the State of Texas. Provided, however, this prohibition shall not

apply to the children over twenty-one (21) years of age of the above mentioned officers or heads of departments.

Sec. 8. If any section, clause, provision or sentence in this Act contained should ever be held to be unconstitutional, such holding shall not affect the remaining portions of this Act.

Sec. 9. The fact that there are vast numbers of unemployed in the State of Texas and that the Federal Government has made available large sums of money but there is no State agency to disburse these funds or to make said funds available to Texas creates an emergency and a public necessity requiring the suspension of the constitutional rule which requires all bills to be read in each house on three several days and that such rule be and the same is hereby suspended and that this Act shall take effect and be in force from and after its passage, and it is so enacted.

Read and adopted by the following vote:

Yeas—21.

Beck.	Purl.
Cousins.	Rawlings.
Duggan.	Redditt.
Fellbaum.	Regan.
Greer.	Russek.
Martin.	Sanderford.
Moore.	Small.
Oneal.	Stone.
Pace.	Woodruff.
Patton.	Woodward.
Poage.	

Nays—5.

Blackert.	Hornsby.
Collie.	Murphy.
DeBerry.	

Absent.

Holbrook.

Absent—Excused.

Hopkins.	Parr.
Neal.	Woodul.

Senators Excused.

Senators Blackert and Cousins were excused for the rest of the day on account of important business, on motion of Senator Patton.

Senate Simple Resolution No. 111.

Senator Woodruff sent up the following resolution by unanimous consent:

Whereas, H. B. No. 154 was finally passed by the Senate and returned to the House on May 11, 1933, and

Whereas, The Senate without proper hearing and careful consideration affixed to said bill certain amendments, the validity and effectiveness of which are open to serious doubt, and

Whereas, It is important that the State General Revenue Fund be augmented by the taxes sought in said bill and amendments to be levied and collected, and that the Senate reconsider the vote by which said bill passed. Therefore, be it

Resolved, That the House be and it is hereby requested to return said H. B. No. 154 to the Senate for further consideration.

WOODRUFF.

The resolution was read.

Senator DeBerry raised the point of order that this resolution must be referred to a committee.

The Chair, Lieutenant Governor Edgar E. Witt, held that this was equivalent to a motion to recall the bill and as such was privileged and did not have to be referred.

Senator Holbrook raised the point of order that the House had already concurred in the Senate amendments to the bill and a concurrent resolution would be required to recall the bill.

The Chair, Lieutenant Governor Edgar E. Witt, stated that no official notification of the action of the House had been received.

After the message from the House had been received, Senator DeBerry renewed the point of order raised by Senator Holbrook.

The Chair, Lieutenant Governor Edgar E. Witt, overruled the point of order on the basis of the annotations to Senate Rule No. 52, pages 471 and 472 of the Legislative Manual, holding that the resolution combined with the motion to recall a motion to reconsider the vote by which the bill was finally passed.

Upon further examination of the wording of the resolution, the Chair held that the resolution did not include the motion to reconsider and

therefore held that the simple resolution was out of order and that a concurrent resolution would be required to recall the bill from the House.

Senator Woodruff moved to reconsider the vote by which the bill was finally passed and spread the motion on the Journal.

Message From the House.

Hall of the House of Representatives,
Austin, Texas, May 12, 1933.

Hon. Edgar E. Witt, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has concurred in Senate amendments to H. B. No. 154 by a vote of 95 yeas and 29 nays.

The House has concurred in Senate amendments to H. B. No. 319 by a vote of 110 yeas and 0 nays.

Respectfully submitted,

LOUISE SNOW PHINNEY,
Chief Clerk, House of Representatives.

House Bill No. 264.

The Chair laid before the Senate on its second reading the following bill:

By Mr. Anderson of Bexar:

H. B. No. 264, A bill to be entitled "An Act providing the electors, voting in the election held for the issuance of bonds within the State of Texas or any political subdivision thereof shall be the owner of taxable property in the State where such election is held and which has been duly rendered for taxation, and providing the tax collector shall certify list of property owners to election judges, and providing that all such electors shall reside in the precinct in which he votes, and declaring an emergency."

The committee report recommending that the bill be not printed was adopted by unanimous consent.

The bill was read second time and passed to third reading.

On motion of Senator Fellbaum, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 264 was put on its third reading and final passage by the following vote:

Yeas—26.

Beck.	Collie.
Blackert.	Cousins.

Duggan.	Poage.
Fellbaum.	Purl.
Greer.	Rawlings.
Holbrook.	Redditt.
Hornsby.	Regan.
Martin.	Russek.
Moore.	Sanderford.
Murphy.	Small.
ONeal.	Stone.
Pace.	Woodruff.
Patton.	Woodward.

Present—Not Voting.

DeBerry.

Absent—Excused.

Hopkins.	Parr.
Neal.	Woodul.

Read third time and finally passed by the following vote:

Yeas—27.

Beck.	Pace.
Blackert.	Patton.
Collie.	Poage.
Cousins.	Purl.
DeBerry.	Rawlings.
Duggan.	Redditt.
Fellbaum.	Regan.
Greer.	Russek.
Holbrook.	Sanderford.
Hornsby.	Small.
Martin.	Stone.
Moore.	Woodruff.
Murphy.	Woodward.
ONeal.	

Absent—Excused.

Hopkins.	Parr.
Neal.	Woodul.

House Bill No. 578.

The Chair laid before the Senate on its second reading the following bill:

By Mr. Graves and Mr. Ray:

H. B. No. 578, A bill to be entitled "An Act defining certain words, terms and phrases for the purposes of this Act; providing and imposing an occupation tax on sales in intra-state commerce in this State, of cigarettes, according to their weight; providing that the payment of such tax shall be evidenced by stamps furnished by the State Treasurer; authorizing and requiring the Treasurer to design and have printed or manufactured, such stamps; requir-

ing such stamps to be affixed on each individual package of cigarettes; providing that such stamps shall be supplied by the Treasurer to all licensed dealers, at a discount, when purchased in certain quantities; etc.; and declaring an emergency."

The bill was read second time and passed to third reading.

On motion of Senator Fellbaum, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 578 was put on its third reading and final passage by the following vote:

Yeas—27.

Beck.	Pace.
Blackert.	Patton.
Collie.	Poage.
Cousins.	Purl.
DeBerry.	Rawlings.
Duggan.	Redditt.
Fellbaum.	Regan.
Greer.	Russek.
Holbrook.	Sanderford.
Hornsby.	Small.
Martin.	Stone.
Moore.	Woodruff.
Murphy.	Woodward.
Oneal.	

Absent—Excused.

Hopkins.	Parr.
Neal.	Woodul.

Read third time and finally passed by the following vote:

Yeas—27.

Beck.	Pace.
Blackert.	Patton.
Collie.	Poage.
Cousins.	Purl.
DeBerry.	Rawlings.
Duggan.	Redditt.
Fellbaum.	Regan.
Greer.	Russek.
Holbrook.	Sanderford.
Hornsby.	Small.
Martin.	Stone.
Moore.	Woodruff.
Murphy.	Woodward.
Oneal.	

Absent—Excused.

Hopkins.	Parr.
Neal.	Woodul.

House Bill No. 450.

The Chair laid before the Senate on its second reading the following bill:

By Mr. Burns and Mr. Daniel:

H. B. No. 450, A bill to be entitled "An Act amending Chapter 16 of the Acts of the General Laws of the Fourth Called Session of the Forty-first Legislature of the State of Texas so as to provide that seventy-five per cent of the salary of the county judge as well as seventy-five per cent of the salaries of county commissioners be paid out of the road and bridge fund and the remainder be paid out of the general fund of the county, and declaring an emergency."

Read second time.

Senator Sanderford sent up the following amendment:

Amend H. B. No. 450, Chapter 16, lines 33 to 44 to read as follows:

The salary of each county commissioner and each county judge shall be paid at least one-half ($\frac{1}{2}$) out of the county road and bridge fund."

SANDERFORD.

Read and lost by the following vote:

Yeas—9.

Beck.	Poage.
Martin.	Russek.
Murphy.	Sanderford.
Pace.	Stone.
Patton.	

Nays—15.

Collie.	Oneal.
DeBerry.	Purl.
Duggan.	Rawlings.
Fellbaum.	Redditt.
Greer.	Regan.
Holbrook.	Small.
Hornsby.	Woodward.
Moore.	

Absent.

Blackert.	Woodruff.
Cousins.	

Absent—Excused.

Hopkins.	Parr.
Neal.	Woodul.

The bill was passed to third reading.

On motion of Senator Patton, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 450 was put on its third reading and final passage by the following vote:

Yeas—27.

Beck.	Pace.
Blackert.	Patton.
Collie.	Poage.
Cousins.	Purl.
DeBerry.	Rawlings.
Duggan.	Redditt.
Fellbaum.	Regan.
Greer.	Russek.
Holbrook.	Sanderford.
Hornsby.	Small.
Martin.	Stone.
Moore.	Woodruff.
Murphy.	Woodward.
Oneal.	

Absent—Excused.

Hopkins.	Parr.
Neal.	Woodul.

Read third time and finally passed
by the following vote:

Yeas—26.

Beck.	Pace.
Blackert.	Patton.
Collie.	Poage.
Cousins.	Purl.
Duggan.	Rawlings.
Fellbaum.	Redditt.
Greer.	Regan.
Holbrook.	Russek.
Hornsby.	Sanderford.
Martin.	Small.
Moore.	Stone.
Murphy.	Woodruff.
Oneal.	Woodward.

Nays—1.

DeBerry.

Absent—Excused.

Hopkins.	Parr.
Neal.	Woodul.

House Bill No. 296.

The Chair laid before the Senate
on its second reading the following
bill:

By Mrs. Hughes:

H. B. No. 296, A bill to be entitled
"An Act to amend Article 1685, of
the Revised Civil Statutes of Texas,
1925, providing for quarterly and
annual reports of the county auditor
to the commissioners court, and dis-
trict judge, or judges, of his county;
providing for contents of said re-
port; providing for the time of filing,
and declaring an emergency."

The committee report recommend-
ing that the bill be not printed was
adopted by unanimous consent.

The bill was read second time and
passed to third reading.

On motion of Senator Purl the
constitutional rule requiring bills to
be read on three several days was
suspended and H. B. No. 296 was
put on its third reading and final
passage by the following vote:

Yeas—27.

Beck.	Pace.
Blackert.	Patton.
Collie.	Poage.
Cousins.	Purl.
DeBerry.	Rawlings.
Duggan.	Redditt.
Fellbaum.	Regan.
Greer.	Russek.
Holbrook.	Sanderford.
Hornsby.	Small.
Martin.	Stone.
Moore.	Woodruff.
Murphy.	Woodward.
Oneal.	

Absent—Excused.

Hopkins.	Parr.
Neal.	Woodul.

Read third time and finally passed
by the following vote:

Yeas—27.

Beck.	Pace.
Blackert.	Patton.
Collie.	Poage.
Cousins.	Purl.
DeBerry.	Rawlings.
Duggan.	Redditt.
Fellbaum.	Regan.
Greer.	Russek.
Holbrook.	Sanderford.
Hornsby.	Small.
Martin.	Stone.
Moore.	Woodruff.
Murphy.	Woodward.
Oneal.	

Absent—Excused.

Hopkins.	Parr.
Neal.	Woodul.

House Bill No. 57.

The Chair laid before the Senate
on its second reading the following
bill:

By Mr. Burns:

H. B. No. 57, A bill to be entitled "An Act to authorize the commissioners court of any county in this State, where the constitutional limit of taxes for general purposes has been levied, having an unexpended balance to the credit of the road and bridge fund from funds derived from license tax, registration fees, or other tax on motor vehicles, to transfer such unexpended balance, or any portion thereof, to the general fund of the county, etc., and declaring an emergency."

Read second time.

Senator Purl moved to lay the bill on the table subject to call. The motion prevailed.

S. C. R. No. 66.

Senator Woodruff sent up the following resolution:

Whereas, House Bill No. 154 was finally passed in the Senate, with amendments, on May 11th, 1933, and the House of Representatives received the said bill from the Senate on May 12th, 1933, and concurred in the amendments that the Senate had affixed thereto; and

Whereas, A motion within the same legislative day was made to reconsider and spread on the Senate Journal the vote by which said House Bill 154 was finally passed in the Senate; therefore, be it

Resolved, That the Senate, the House of Representatives concurring, recall said House Bill 154 from the House for further consideration.

WOODRUFF.

The resolution was read.

Senator Holbrook moved to table the resolution.

Senator Stone raised the point of order that the motion was out of order because the resolution must first be referred before consideration unless otherwise ordered.

The Chair, Senator Collie, sustained the point of order.

Senator Holbrook moved to suspend the rule requiring resolutions to be referred before consideration and take up the resolution. The motion prevailed by the following vote:

Yeas—20.

Beck.	DeBerry.
Collie.	Duggan.

Fellbaum.	Patton.
Greer.	Poage.
Holbrook.	Purl.
Hornsby.	Rawlings.
Martin.	Regan.
Murphy.	Sanderford.
Oneal.	Small.
Pace.	Woodward.

Nays—4.

Redditt.	Stone.
Russek.	Woodruff.

Absent.

Blackert.	Moore.
Cousins.	

Absent—Excused.

Hopkins.	Parr.
Neal.	Woodul.

Senator Holbrook moved to table the resolution. The motion prevailed by the following vote:

Yeas—13.

DeBerry.	Purl.
Fellbaum.	Rawlings.
Holbrook.	Regan.
Hornsby.	Sanderford.
Murphy.	Small.
Pace.	Woodward.
Poage.	

Nays—9.

Beck.	Oneal.
Collie.	Redditt.
Duggan.	Russek.
Greer.	Stone.
Moore.	

Absent.

Blackert.	Patton.
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Absent—Excused.

Hopkins.	Woodul.
Parr.	

(Pairs Recorded).

Senator Martin (present) who would vote yea, with Senator Cousins (absent) who would vote nay.

Senator Woodruff (present), who would vote nay, with Senator Neal (absent), who would vote yea.

House Bill No. 647.

Senator Purl called up from the table where it was placed this morning H. B. No. 647.

Senator Purl sent up the following amendment:

Amend H. B. No. 647 by adding at the end of Section 1 the following:

"Any such carrier who may now be doing business within the State of Texas shall on and after the first day of January, 1934, be required to comply with all of the provisions as set out by this Act, and amend the caption to conform."

PURL.

Read and adopted.

The bill was passed to third reading.

On motion of Senator Purl the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 647 was put on its third reading and final passage by the following vote:

Yeas—26.

Beck.	Pace.
Blackert.	Patton.
Collie.	Poage.
DeBerry.	Purl.
Duggan.	Rawlings.
Fellbaum.	Redditt.
Greer.	Regan.
Holbrook.	Russek.
Hornsby.	Sanderford.
Martin.	Small.
Moore.	Stone.
Murphy.	Woodruff.
Oneal.	Woodward.

Absent—Excused.

Cousins.	Parr.
Hopkins.	Woodul.
Neal.	

Read third time and finally passed.

House Bill No. 360.

The Chair laid before the Senate on its second reading the following bill:

By Mr. Caven:

H. B. No. 360, A bill to be entitled "An Act to amend Article 451, of the Code of Criminal Procedure, 1925, relating to the taking of bail in felony cases; providing that in cases of arrest for felony less than capital, the sheriff may take the bail, and providing a manner of requiring new bail after indictment, if insufficient bail has been taken; and declaring an emergency."

The bill was read second time and passed to third reading.

On motion of Senator Woodward the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 630 was put on its third reading and final passage by the following vote:

Yeas—25.

Beck.	Patton.
Collie.	Poage.
DeBerry.	Purl.
Duggan.	Rawlings.
Fellbaum.	Redditt.
Greer.	Regan.
Holbrook.	Russek.
Hornsby.	Sanderford.
Martin.	Small.
Moore.	Stone.
Murphy.	Woodruff.
Oneal.	Woodward.
Pace.	

Absent—Excused.

Blackert.	Neal.
Cousins.	Parr.
Hopkins.	Woodul.

Read third time and finally passed by the following vote:

Yeas—25.

Beck.	Patton.
Collie.	Poage.
DeBerry.	Purl.
Duggan.	Rawlings.
Fellbaum.	Redditt.
Greer.	Regan.
Holbrook.	Russek.
Hornsby.	Sanderford.
Martin.	Small.
Moore.	Stone.
Murphy.	Woodruff.
Oneal.	Woodward.
Pace.	

Absent—Excused.

Blackert.	Neal.
Cousins.	Parr.
Hopkins.	Woodul.

House Bill No. 891.

The Chair laid before the Senate on its second reading the following bill:

H. B. No. 891, A bill to be entitled "An Act providing for the payment by the Secretary of State for the printing of constitutional amend-

ments submitted by the Forty-second Legislature, out of the money appropriated by the Forty-second Legislature; and declaring an emergency."

The bill was read second time and passed to third reading.

On motion of Senator Poage the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 891 was put on its third reading and final passage by the following vote:

Yeas—25.

Beck.	Patton.
Collie.	Poage.
DeBerry.	Purl.
Duggan.	Rawlings.
Fellbaum.	Redditt.
Greer.	Regan.
Holbrook.	Russek.
Hornsby.	Sanderford.
Martin.	Small.
Moore.	Stone.
Murphy.	Woodruff.
Oneal.	Woodward.
Pace.	

Absent—Excused.

Blackert.	Neal.
Cousins.	Parr.
Hopkins.	Woodul.

Read third time and finally passed by the following vote:

Yeas—25.

Beck.	Patton.
Collie.	Poage.
DeBerry.	Purl.
Duggan.	Rawlings.
Fellbaum.	Redditt.
Greer.	Regan.
Holbrook.	Russek.
Hornsby.	Sanderford.
Martin.	Small.
Moore.	Stone.
Murphy.	Woodruff.
Oneal.	Woodward.
Pace.	

Absent—Excused.

Blackert.	Neal.
Cousins.	Parr.
Hopkins.	Woodul.

House Bill No. 182.

The Chair laid before the Senate on its second reading the following bill:

By Mr. Bedford:

H. B. No. 182, A bill to be entitled "An Act to amend Article 6834 and Article 6835, Title 118, of the Revised Civil Statutes of the State of Texas of 1925, by striking out the phrase of 'two-thirds of the taxpayers' wherever the same appears therein and inserting in lieu thereof the clause, 'two-thirds majority of the resident property taxpayers voting thereon,' and declaring an emergency."

The committee report recommending that the bill be not printed was adopted by unanimous consent.

The bill was read second time and passed to third reading.

On motion of Senator Holbrook the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 182 was put on its third reading and final passage by the following vote:

Yeas—25.

Beck.	Patton.
Collie.	Poage.
DeBerry.	Purl.
Duggan.	Rawlings.
Fellbaum.	Redditt.
Greer.	Regan.
Holbrook.	Russek.
Hornsby.	Sanderford.
Martin.	Small.
Moore.	Stone.
Murphy.	Woodruff.
Oneal.	Woodward.
Pace.	

Absent—Excused.

Blackert.	Neal.
Cousins.	Parr.
Hopkins.	Woodul.

Read third time and finally passed by the following vote:

Yeas—25.

Beck.	Patton.
Collie.	Poage.
DeBerry.	Purl.
Duggan.	Rawlings.
Fellbaum.	Redditt.
Greer.	Regan.
Holbrook.	Russek.
Hornsby.	Sanderford.
Martin.	Small.
Moore.	Stone.
Murphy.	Woodruff.
Oneal.	Woodward.
Pace.	

Absent—Excused.

Blackert.	Neal.
Cousins.	Parr.
Hopkins.	Woodul.

House Bill No. 459.

The Chair laid before the Senate on its second reading the following bill:

By Messrs. Cathey, Dunagan, Hester, Hyder, Chastain, Latham, and Holloway:

H. B. No. 459, A bill to be entitled "An Act to amend Acts 1929, Forty-first Legislature, Second Called Session, page 172, Chapter 88, Section 13, relating to the issuance of license number plates; providing that said plates shall be manufactured and produced in the State Penitentiary at Huntsville, Texas, and declaring an emergency."

Read second time.

Senator Pace moved to lay the bill on the table subject to call. The motion prevailed.

House Bill No. 97.

The Chair laid before the Senate on its second reading the following bill:

By Mr. Ratliff:

H. B. No. 97, A bill to be entitled "An Act amending Article 841 of the Code of Criminal Procedure of the State of Texas, 1925, so as to provide that the clerk of a court from which an appeal is taken shall prepare a transcript in duplicate in every case, the copy to be filed in the trial court with the original papers in the case, and declaring an emergency."

The bill was read second time and passed to third reading.

On motion of Senator Duggan, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 97 was put on its third reading and final passage by the following vote:

Yeas—25.

Beck.	Hornsby.
Collie.	Martin.
DeBerry.	Moore.
Duggan.	Murphy.
Fellbaum.	Oneal.
Greer.	Pace.
Holbrook.	Patton.

Poage.	Sanderford.
Purl.	Small.
Rawlings.	Stone.
Redditt.	Woodruff.
Regan.	Woodward.
Russek.	

Absent—Excused.

Blackert.	Neal.
Cousins.	Parr.
Hopkins.	Woodul.

Read third time and finally passed by the following vote:

Yeas—25.

Beck.	Patton.
Collie.	Poage.
DeBerry.	Purl.
Duggan.	Rawlings.
Fellbaum.	Redditt.
Greer.	Regan.
Holbrook.	Russek.
Hornsby.	Sanderford.
Martin.	Small.
Moore.	Stone.
Murphy.	Woodruff.
Oneal.	Woodward.
Pace.	

Absent—Excused.

Blackert.	Neal.
Cousins.	Parr.
Hopkins.	Woodul.

House Bill No. 612.

The Chair laid before the Senate on its second reading the following bill:

By Mr. Kyle of Palo Pinto and Mr. Fuchs:

H. B. No. 612, A bill to be entitled "An Act to provide for the propagation and raising of fresh-water game fish in privately-owned ponds and lakes, or in streams connecting such privately-owned ponds, or lakes, and not subject to overflow, or directly connected with any public lake or public navigable stream, as defined by the laws of Texas; and prescribing conditions and regulations under which such privately-owned game fish may be sold, and providing penalties for violation, and repealing all laws in conflict with this Act, and declaring an emergency."

The rule requiring committee reports to lie over one day was suspended by unanimous consent.

The committee report recommending that the bill be not printed was adopted by unanimous consent.

The bill was read second time.

Senator Holbrook moved to lay the bill on the table subject to call. The motion prevailed.

Bills Signed.

The Chair, Lieutenant Governor Edgar E. Witt, gave notice of signing, and did sign, in the presence of the Senate, after their captions had been read, the following bills:

H. B. No. 790. H. B. No. 262.
H. B. No. 348. H. B. No. 319.

Message From the House.

Hall of the House of Representatives,
Austin, Texas, May 12, 1933.

Hon. Edgar E. Witt, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has refused to adopt the conference committee report on H. B. No. 218, by a vote of 67 yeas and 53 nays. The House has requested the appointment of a new conference committee with instructions to include in the conference report the House amendment providing that the lessees should be excluded from the bill granting an extension of time for the payment of indebtedness.

The following are the new conferees on the part of the House:

Walker, McClain, Aikin, Nicholson, Haag.

Respectfully submitted,

LOUISE SNOW PHINNEY,
Chief Clerk, House of Representatives.

Senate Bill No. 552.

The Chair laid before the Senate on its second reading, by unanimous consent, the following bill:

By Senator Small:

S. B. No. 552, A bill to be entitled "An Act conferring additional powers on the boards of trustees of independent school districts situated in counties having a population according to the latest Federal census of more than 22,000 and less than 22,100, by providing that the boards of trustees of such districts may issue refunding warrants in lieu of eligible vouchers as defined herein, issued prior to January 1, 1932, prescribing the duties of the boards of trustees in reference to the issuance

of said refunding warrants, expressly authorizing and validating said outstanding eligible vouchers and refunding warrants issued in lieu thereof, prescribing the duties of such boards of trustees in reference to the levying and collecting taxes to pay the principal and interest of said refunding warrants, and declaring an emergency."

The rule requiring committee reports to lie over one day was suspended by unanimous consent.

The committee report recommending that the bill be not printed was adopted by unanimous consent.

The bill was read second time and passed to engrossment.

On motion of Senator Small, the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 552 was put on its third reading and final passage by the following vote:

Yeas—25.

Beck.	Patton.
Collie.	Poage.
DeBerry.	Purl.
Duggan.	Rawlings.
Fellbaum.	Redditt.
Greer.	Regan.
Holbrook.	Russek.
Hornsby.	Sanderford.
Martin.	Small.
Moore.	Stone.
Murphy.	Woodruff.
Oneal.	Woodward.
Pace.	

Absent—Excused.

Blackert.	Neal.
Cousins.	Parr.
Hopkins.	Woodul.

Read third time and finally passed by the following vote:

Yeas—25.

Beck.	Patton.
Collie.	Poage.
DeBerry.	Purl.
Duggan.	Rawlings.
Fellbaum.	Redditt.
Greer.	Regan.
Holbrook.	Russek.
Hornsby.	Sanderford.
Martin.	Small.
Moore.	Stone.
Murphy.	Woodruff.
Oneal.	Woodward.
Pace.	

Absent—Excused.

Blackert. Neal.
Cousins. Parr.
Hopkins. Woodul.

House Bill No. 303.

The Chair laid before the Senate on its second reading, by unanimous consent, the following bill:

By Mr. Ratliff:

H. B. No. 303, A bill to be entitled "An Act to regulate the operation of corporations organized and incorporated under a pre-existing law in this State without capital stock and not for profit, which law has been amended or repealed or re-enacted, and which were operating and carrying on in this State immediately prior to January 1, 1933, the statewide business of mutually protecting or insuring the lives of their members by assessments made upon their members; and providing that local mutual aids, operating under the terms of Chapter 274, Acts of 1929, Forty-first Legislature, page 563, may comply with the terms of this Act; and revoking, repealing, and canceling the charters of such corporations except local mutual aids failing to comply with this Act, and forever prohibiting such corporations from doing business in this State, etc., and declaring an emergency."

The rule requiring committee reports to lie over one day was suspended by unanimous consent.

The committee amendment was adopted.

The bill was read second time and passed to third reading.

On motion of Senator Oneal, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 303 was put on its third reading and final passage by the following vote:

Yeas—25.

Beck. Patton.
Collie. Poage.
DeBerry. Purl.
Duggan. Rawlings.
Fellbaum. Redditt.
Greer. Regan.
Holbrook. Russek.
Hornsby. Sanderford.
Martin. Small.
Moore. Stone.
Murphy. Woodruff.
Oneal. Woodward.
Pace.

Absent—Excused.

Blackert. Neal.
Cousins. Parr.
Hopkins. Woodul.

Read third time and finally passed by the following vote:

Yeas—25.

Beck. Patton.
Collie. Poage.
DeBerry. Purl.
Duggan. Rawlings.
Fellbaum. Redditt.
Greer. Regan.
Holbrook. Russek.
Hornsby. Sanderford.
Martin. Small.
Moore. Stone.
Murphy. Woodruff.
Oneal. Woodward.
Pace.

Absent—Excused.

Blackert. Neal.
Cousins. Parr.
Hopkins. Woodul.

Senate Bill No. 340.

Senator Moore asked unanimous consent to take up out of its regular order S. B. No. 340.

Objection was heard.

Senator Moore moved to suspend the regular order of business and take up S. B. No. 340.

Adjournment.

Senator Holbrook moved to adjourn until Monday morning at 10 o'clock. The motion prevailed.

Senators Collie, DeBerry, Pace and Redditt asked to be recorded as voting "No."

At 5:26 o'clock p. m., the Senate adjourned.

APPENDIX.**Petitions and Memorials.**

Mrs. Percy V. Pennybacker
2606 Whitis Avenue.

Austin, Texas May 10, 1933.

Lieutenant Governor Edgar E. Witt,
President of the Senate, Austin,
Texas.

Dear Governor Witt:

Please be kind enough to extend to the Senate of the State of Texas

my profound thanks for the honor they have just shown me. I was deeply touched when the morning's mail brought me an official copy of the Senate Resolution No. 106. To be accorded the privilege of the floor of the Texas Senate is indeed an honor. To be invited to address the Senate is a distinction and a responsibility. It happens that just at this time I am under telegraphic orders concerning business engagements in Baltimore, Washington and Richmond. It is with deepest regret, therefore, that I am unable to accept the invitation you give.

Perhaps at some other time you will let me have this privilege.

With kindest regards to each member of the Senate I am,

Gratefully and faithfully yours,
ANNA J. H. PENNYBACKER,
(Mrs. Percy V.)

Committee on Enrolled Bills.

Committee Room,
Austin, Texas, May 12, 1933.
Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. C. R. No. 37 carefully examined and compared, and find same correctly enrolled.

GREER, Chairman.

Committee Room,
Austin, Texas, May 12, 1933.
Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. C. R. No. 36 carefully examined and compared, and find same correctly enrolled.

GREER, Chairman.

Committee Room,
Austin, Texas, May 11, 1933.
Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 292 carefully examined and compared, and find same correctly enrolled.

GREER, Chairman.

Committee Room,
Austin, Texas, May 11, 1933.
Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 440 carefully examined and compared, and find same correctly enrolled.

GREER, Chairman.

Committee on Engrossed Bills.

Committee Room,
Austin, Texas, May 12, 1933.
Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 557 carefully examined and compared, and find same correctly engrossed.

REGAN, Chairman.

Committee Room,
Austin, Texas, May 12, 1933.
Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 558 carefully examined and compared, and find same correctly engrossed.

REGAN, Chairman.

Committee Reports.

Committee Room,
Austin, Texas, May 12, 1933.
Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Highways and Motor Traffic to whom was referred

S. C. R. No. 61, Instructing the Board of Control to request all persons, firms and corporations with which it now holds contracts for the sale of tires to extend the privileges of purchasing tires for cash and delivery at the State depositories to all counties, cities, etc., on the same terms, prices and condition as are sold to the State of Texas, etc.

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass.

RAWLINGS, Chairman.

Committee Room,
Austin, Texas, May 11, 1933.
Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred

S. B. No. 557, A bill to be entitled "An Act making an appropriation to pay the contingent expenses of the Legislature."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be not printed.

HOLBROOK, Chairman.

Committee Room,
Austin, Texas, May 11, 1933.
Hon. Edgar E. Witt, President of the
Senate.

Sir: We, your Committee on Finance, to whom was referred

S. B. No. 558, A bill to be entitled "An Act making an appropriation to pay the mileage and per diem of the Legislature."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be not printed.

HOLBROOK, Chairman.

Committee Room.
Austin, Texas, May 12, 1933.
Hon. Edgar E. Witt, President of the
Senate.

Sir: We, your Committee on Public Health, to whom was referred

H. B. No. 329, A bill to be entitled "An Act to amend Sections 7, 20, 23 and 24 of Chapter 65, General and Special Laws, Forty-first Legislature, First Called Session, and all amendments thereto, relating to regulating the avocation and art of barbering, providing certain sanitary regulations, providing for qualifications of applicants for certificates, providing for certain registration fees, providing a penalty, repealing all laws in conflict therewith, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

BECK, Chairman.

Committee Room,
Austin, Texas, May 12, 1933.
Hon. Edgar E. Witt, President of the
Senate.

Sir: We, your Committee on Public Lands and Land Office, to whom was referred

S. C. R. No. 64, Providing for the clarification of Section 3 of House Bill No. 358, Acts of the Forty-second Legislature.

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

WOODWARD, Chairman.

Committee Room,
Austin, Texas, May 12, 1933.
Hon. Edgar E. Witt, President of the
Senate.

Sir: We, your Committee on State Affairs, to whom was referred

S. B. No. 48, A bill to be entitled "An Act further prescribing the powers and duties of the Railroad Commission of Texas, in respect to the conservation of oil and gas, and the regulation of the production, storage and transportation thereof; further defining waste, regulating and prohibiting the same as relates to crude petroleum oil and natural gas; prohibiting the production, transportation, storage or use of crude petroleum oil and/or natural gas, under conditions as to constitute waste, etc., and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

MARTIN, Acting Chairman.

Committee Room,
Austin, Texas, May 12, 1933.
Hon. Edgar E. Witt, President of the
Senate.

Sir: We, your Committee on State Affairs, to whom was referred

H. B. No. 555, A bill to be entitled "An Act to amend Article 2350 of Title 44 of the Revised Civil Statutes of the State of Texas, 1925, as amended by Act of the Thirty-ninth Legislature, Regular Session, Chapter 135, Section 1 and as amended by Act of the Fortieth Legislature, page 435, Chapter 490, Section 1, and as amended by Act of the Fortieth Legislature First Called Session, page 138, Chapter 46, Section 1, relating to the salaries of county commissioners; providing the effective date of this Act shall be January 1, 1934, repealing all laws, both General or Special and parts of laws, both General or Special in conflict herewith, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

MARTIN, Acting Chairman.

Committee Room,
Austin, Texas, May 12, 1933.
Hon. Edgar E. Witt, President of the
Senate.

Sir: We, your Committee on Congressional Districts, to whom was referred

S. B. No. 556, A bill to be entitled "An Act to apportion the State of Texas into Congressional Districts, naming the counties composing the same, and providing for the election of a member of the Congress of the United States from each District, repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

GREER, Chairman.

Committee Room,
Austin, Texas, May 12, 1933.
Hon. Edgar E. Witt, President of the
Senate.

Sir: We, your Committee on Public Health, to whom was referred

H. B. No. 279, A bill to be entitled "An Act amending Sections 2, 3, 4, 6, and 14, Chapter 107, Acts of the Regular Session of the Forty-first Legislature, relating to the creation of the Board of Pharmacy and regulating pharmacies, drug stores and the sale of drugs, medicines and chemicals; placing all funds now held or collected by the Board of Pharmacy in the State Treasury in a fund to be known as the Board of Pharmacy Fund, and appropriating said fund for said purposes, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed with committee amendments.

BECK, Chairman.

Committee Amendment No. 1.

Amend H. B. No. 279, Section 3, lines 1 and 2, after the word "paid" by striking out the words and figures "Five Dollars (\$5.00)," and substituting therefor the words and figures "Ten Dollars (\$10.00)."

Committee Amendment No. 2.

Amend H. B. No. 279, Section 4, lines 5 and 6, after the words on line 5 "not to exceed" by striking out the words and figures "One Hundred and Twenty Five Dollars (\$125.00)" and substituting therefor the words and figures "Two Hundred Dollars (\$200.00)."

Committee Room,
Austin, Texas, May 12, 1933.
Hon. Edgar E. Witt, President of the
Senate.

Sir: We, your Committee on Public Lands and Land Office, to whom was referred

H. B. No. 484, A bill to be entitled "An Act providing for the repeal of Section 4a, Chapter 22, General Laws of the Fifth Called Session of the Forty-first Legislature, being an Act providing for the sale of certain lands in Sabine Lake, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, with committee amendments.

WOODRUFF, Chairman.

Amend H. B. No. 484 by striking out all below the enacting clause, and inserting in lieu thereof the following:

"Section 1. That Section 4-a, of Chapter 22, of the General Laws of the Fifth Called Session of the Forty-first Legislature, be amended so as to hereafter read as follows:

"It is expressly understood that the authorization of said patent is to enable the financing of a toll road connection between Texas and Louisiana, easterly of the City of Port Arthur, and if said patentee, his heirs and assigns shall fail to make said road connection within six years from the date of such patent, said patent shall become null and void. Provided further, that in the event of such failure of performance and patent, the said patentee, his heirs, and assigns shall, upon release of all rights, title, and interest to, or in, the involved lands, and showing to this effect to the State Treasurer, be entitled, without suit, to recover from the State Treasurer, out of any unappropriated balance in the general revenue fund of the State, the purchase money paid to the State for such lands."

"Sec. 2. The fact that the purchaser of said involved land has paid in full to the Land Commissioner of the State of Texas all of the necessary moneys called for under Chapter 22, of the General Laws of the said Called Session, and the fact that certain provisions of said Section 4-a embarrass the financing of any reclamation project that may be contemplated create an emergency and necessity, requiring the suspension of the constitutional rule, which requires bills to be read on three several days in each House, and said rule is hereby suspended, and that this Act shall take effect and be in force from and after its passage, and it is so enacted."

Committee Amendment No. 2.

Amend H. B. No. 484, by striking out all above the enacting clause and inserting in lieu thereof the following:

An Act to amend Section 4-a of Chapter 22 of the General Laws of the Fifth Called Session of the Forty-first Legislature by changing the words "non-toll road" to "toll road" and changing the word "pat-entee" to "patentee," and providing that in the event of failure of performance and patent, the said patentee, his heirs, and assigns shall, upon release of all rights, title, and interest to, or in, the involved lands, and showing to this effect to the State Treasurer, be entitled, without suit, to recover from the State Treasurer, out of any unappropriated balance in the general revenue fund of the State, the purchase money paid to the State for such lands, and declaring an emergency.

Committee Room,

Austin, Texas, May 12, 1933.

Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Game and Fish, to whom was referred

H. B. No. 70, A bill to be entitled "An Act providing for deposit in the State Treasury to the credit of the General Revenue Fund all moneys collected from sand, shell, gravel, mudshell or marl that is the property of the State, as defined in Article 4051, Revised Civil Statutes of Texas, of 1925; amending Article 904, Penal Code, 1925; providing for resident hunting licenses and non-resident hunting licenses and who

is required to obtain same; fixing the fee to be paid for such licenses and the fee to be retained by the officer issuing such licenses; providing a penalty for hunting without the required license; providing a resident angler's license, a non-resident angler's license and a non-resident angler's vacation license and who is required to obtain same; fixing the fees to be paid for such licenses and the fees to be retained by the officer issuing same; providing a penalty for fishing without the required license; providing for remittance of license fees and fines to the Game, Fish and Oyster Commission for deposit in the State Treasury to the credit of the Special Game Fund; providing for the transfer of balances on hand in certain funds to the Special Game Fund and providing for the use and appropriation of the Special Game Fund to the Game, Fish and Oyster Commission for the purposes provided by law; repealing all conflicting laws; providing for the effective date of this Act, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, with the following committee amendments:

Committee Amendment No. 1.

Amend House Bill No. 70 by striking out all below the enacting clause and inserting in lieu thereof the following:

Section 1. That Article 904, Penal Code 1925, State of Texas, be amended to hereafter read as follows:

"Article 904. It shall be unlawful for any resident of this State to hunt with a gun outside of the county of his residence without first having procured a Resident Hunting License for which he shall have paid the sum of three (\$3.00) dollars.

"It shall be unlawful for any non-resident of this State to hunt any deer, bear or turkey in this State without first having procured a non-resident Big Game Hunting License for which he shall have paid the sum of twenty-five dollars (\$25.00), or for any non-resident of this State to hunt with a gun any of the wild birds, fowls or animals of this State,

other than deer, bear or turkey, without first having procured a Non-Resident Small Game Hunting License for which he shall have paid the sum of five (\$5.00) dollars.

"Any person who hunts with a gun in this State, without first having procured or without having in his possession, such valid hunting license as is required of him under the provisions of this article, or any person who fails or refuses on demand of any officer of this State to show such officer the hunting license required of him by this Act, shall be deemed guilty of a misdemeanor and upon conviction shall be fined in a sum not less than Ten (\$10.00) Dollars nor more than One Hundred (\$100.000) Dollars and shall automatically forfeit his right to hunt with a gun in this State for a period of one year following date of conviction."

Sec. 2. It shall be unlawful for any resident of this State to take, catch or attempt to take or catch any fish with artificial lure or to take, catch or attempt to take or catch any fish outside the county of his residence without first having procured a Resident Angler's License and for which license he shall have paid the sum of One Dollar and Ten (\$1.10) Cents; provided that a Resident Angler's License shall not be required of a resident of Texas who holds a license for commercial fishing under Article 4032 Revised Civil Statutes of Texas 1925.

Sec. 3. Any non-resident of this State before fishing in any of the waters of this State, or before catching, taking or attempting to take or catch any fish from the waters of this State, shall procure either a Non-Resident Angler's License or a Non-Resident Anglers's Vacation License. For a Non-Resident Angler's License he shall pay the sum of Five (\$5.00) Dollars or for a Non-Resident Angler's Vacation License, valid for a period of ten days from date of issuance, he shall pay the sum of One Dollar and Ten (\$1.10) Cents.

Sec. 4. Any person catching, taking or attempting to catch or take any fish from any of the waters in this State without first having procured or without having in his possession such valid Angler's License

as required of him under the provisions of this Act, or any person who fails or refuses on demand of any officer of this State to show such officer the license required of him under Section 2 or Section 3 of this Act, shall be deemed guilty of a misdemeanor and upon conviction shall be fined in a sum not less than Ten (\$10.00) Dollars nor more than Twenty Five (\$25.00) Dollars.

Sec. 5. For the purpose of this Act the definition of "resident of this State" and "non-resident" shall be the same as contained in Article 920 Penal Code 1925.

Sec. 6. All licenses provided for herein shall be procured from the Game, Fish and Oyster Commission or one of its authorized agents or from a county clerk of this State and it shall be the duty of the Game, Fish and Oyster Commission to provide such agents or such county clerks with licenses for issuance. All licenses not otherwise provided for shall be valid until August 31st following date of issuance. Agents of the Game, Fish and Oyster Commission or county clerks issuing licenses shall be entitled to retain a fee of fifteen cents (15 cts) for each hunting license issued and a fee of ten cents (10 cts) for each fishing license issued. It shall be the duty of any officer issuing licenses herein provided for, after deducting the fees to which he is entitled, to remit to the Game, Fish and Oyster Commission at its office in Austin, Texas, all other moneys which he has collected from the sale of such licenses and it shall be the duty of the said Game, Fish and Oyster Commission to deposit such moneys in the State Treasury of this State to the credit of the Special Game Fund, together with all moneys collected from fines because of violations of this Act. It shall be the duty of any person issuing licenses provided for in this Act to make a monthly report to the Game, Fish and Oyster Commission on or before the 10th day of each month, giving the name and address of each person to whom a license is issued not previously reported, and the kind of license issued to such person, the number of same and with such report to remit the amount due for all licenses sold.

Sec. 7. The balances now on hand in the State Treasury to the credit of the Fish Propagation and Protection Fund, the Fish and Oyster Fund and the Sand, Shell and Gravel Fund be and the same are hereby transferred to the credit of the Special Game Fund. The State Treasurer of the State of Texas is hereby directed to transfer the balances to the credit of these several funds to the credit of the Special Game Fund, on the effective date of this Act, and all collections made under existing laws that should be credited to the Fish and Oyster Fund, the Fish Propagation and Protection Fund and the Sand, Shell and Gravel Fund, shall, after the effective date of this Act, be credited to the Special Game Fund. The Special Game Fund shall be used by the Game, Fish and Oyster Commission for all of the purposes provided for by law for the use of such fund and for all purposes provided by law for the use of the Sand, Shell and Gravel Fund and the Fish and Oyster Fund. The balance on hand in said Special Game Fund on August 31st, 1933, together with the current receipts to be derived and placed to the credit of said fund during the next ensuing two (2) years, be and the same is hereby appropriated and made available to the Game, Fish and Oyster Commission for all lawful purposes.

Sec. 8. All laws or parts of laws, in so far as they may conflict with any provision of this Act, be and the same are hereby repealed.

Sec. 9. The fact that there is no adequate law requiring hunting and fishing licenses and the fact that fees from such licenses are needed by the State of Texas to conduct the necessary work for the preservation and restoration of the wild life resources of this State, and the fact that much confusion can be obviated by consolidating other funds of the Game, Fish and Oyster Commission with the Special Game Fund, and therefore, unifying the purposes of these several funds, and the crowded condition of the calendar and the limited time for consideration of this measure, creates an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days be suspended, and the same is hereby

suspended, and this Act shall take effect from and after its passage, and it is so enacted."

Committee Amendment No. 2.

Amend H. B. No. 70, by striking out all above the enacting clause and inserting in lieu thereof the following:

A BILL

To Be Entitled

An Act amending Article 904, Penal Code, 1925, providing for a resident hunting license and a non-resident hunting license and who is required to obtain same; fixing the fee to be paid for such license and the fee to be retained by the officer issuing such licenses; providing a resident angler's license, a non-resident angler's license and a non-resident angler's vacation license and who is required to obtain same; fixing the fees to be paid for such licenses and the fees to be retained by the officer issuing same; providing suitable penalties for violation of this Act; providing for remittance of license fees and fines to the Game, Fish and Oyster Commission for deposit in the State Treasury to the credit of the Special Game Fund; providing for the transfer of balances on hand in certain funds to the Special Game Fund and providing for the use and appropriation of the Special Game Fund to the Game, Fish and Oyster Commission for the purposes provided by law; repealing all conflicting laws and declaring an emergency.

REDDITT, Chairman.

Committee Room,

Austin, Texas, May 12, 1933.

Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

H. B. No. 427, A bill to be entitled "An Act for the designation, survey, construction, opening and maintenance of a State highway from Riviera to Raymondville, Texas, via Sarita; repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, with committee amendment hereto at-

tached, and be printed in the Journal and not otherwise.

MARTIN, Acting Chairman.

Committee Amendment.

Amend H. B. No. 427, page 1, by adding at the end of Section 1, the following:

"Provided the State of Texas shall not be liable for or otherwise required to pay for the right-of-way for said road."

By Pope.

H. B. No. 427.

A BILL

To Be Entitled

An Act for the designation, survey, construction, opening and maintenance of a State highway from Riviera to Raymondville, Texas, via Sarita; repealing all laws and parts of laws in conflict herewith, and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

Section 1. As a part of the State Highway System of Texas, there is hereby designated a highway from Riviera, Texas, to Raymondville, Texas, along the following route, to-wit:

Beginning at the terminus of the present State highway in said town of Riviera in Kleberg County, Texas, and extending into and through Sarita, Texas, to and into Raymondville in Willacy County, Texas; said highway as herein designated to be along the straightest and most practical route and to be within a reasonable time from the date of this Act taking effect, surveyed and laid out under the direction of the State Highway Commission as now provided by law for the designation and laying out of State highways; the

right-of-way for said highway to be acquired by the State Highway Commission as now provided by law, where said right-of-way is not now a part of the State Highway System. That said highway take such designation and number as the State Highway Commission may fix as now authorized by law and to be constructed in such manner and out of such material and of such thickness and width and durability as the Highway Commission may designate, and the actual construction work on said highway to be begun in the due order of priority and be prosecuted continuously and diligently and with due skill and to be completed at the earliest practical date, and opened and maintained as other State highways.

Sec. 2. All laws and parts of laws in conflict herewith are hereby expressly repealed.

Sec. 3. The fact that said proposed highway makes a north and south connection across a large area of Texas, not now so crossed with a highway, and such north and south highways will connect the southern part of Texas with the southern coast of Texas, and the fact that there is no other road affording a shorter distance and the fact that hundreds of citizens of Texas immediately need this economy in transportation, and the educational facilities of the State school at Kingsville, create an emergency and an imperative public necessity demanding that the constitutional rule which requires all bills to be read on three separate days in each House be suspended, and the said rule is hereby suspended and this Act shall be in force and take effect from and after its passage, and it is so enacted.

Final Disposition of Bills.

SUPPLEMENT.

Number of Bill or Resolu- tion	Date Filed	Vote	
		House	Senate
H. B. No. 19.....	May 11, 1933..... 4:30 p. m.	Yeas 99 Nays 4	Yeas 27 Nays 0
H. B. No. 109.....	May 11, 1933..... 1:35 p. m.	Passed by viva voce vote	Passed by viva voce vote
H. B. No. 122.....	May 11, 1933..... 3:05 p. m.	Yeas 104 Nays 28	Yeas 28 Nays 2
H. B. No. 710.....	May 11, 1933..... 1:35 p. m.	Yeas 119 Nays 0	Yeas 24 Nays 1
H. B. No. 873.....	May 11, 1933..... 8:00 a. m.	Yeas 105 Nays 0	Yeas 29 Nays 0
H. J. R. No. 41.....	May 10, 1933..... 7:00 p. m.	Yeas 118 Nays 13	Yeas 27 Nays 1
H. J. R. No. 42.....	May 10, 1933..... 7:00 p. m.	Yeas 112 Nays 15	Yeas 22 Nays 7
H. J. R. No. 43.....	May 11, 1933..... 3:05 p. m.	Yeas 104 Nays 7	Yeas 30 Nays 0
H. C. R. No. 45.....	May 10, 1933..... 7:00 p. m.	Passed by viva voce vote	Adopted
S. B. No. 203.....	May 11, 1933..... 1:35 p. m.	Yeas 104 Nays 27	Yeas 20 Nays 8
S. B. No. 435.....	May 11, 1933..... 1:35 p. m.	Yeas 105 Nays 7	Yeas 31 Nays 0
S. B. No. 483.....	May 10, 1933..... 7:00 p. m.	Yeas 105 Nays 0	Yeas 27 Nays 0
S. C. R. No. 65.....	May 11, 1933..... 1:35 p. m.	Adopted	Adopted

W. W. HEATH, Secretary of State.

SEVENTY-THIRD DAY.

Senate Chamber,
Austin, Texas,
May 15, 1933.

The Senate met at 10 o'clock a. m.,
pursuant to adjournment, and was
called to order by Lieutenant Gov-
ernor Edgar E. Witt.

The roll was called, a quorum be-
ing present, the following Senators
answering to their names:

Beck.	Duggan.
Blackert.	Fellbaum.
Collie.	Greer.
DeBerry.	Holbrook.

Hornsby.	Purl.
Martin.	Rawlings.
Moore.	Redditt.
Murphy.	Regan.
Neal.	Russek.
Oneal.	Sanderford.
Pace.	Stone.
Parr.	Woodruff.
Poage.	Woodul.
Patton.	Woodward.

Absent—Excused.

Cousins.	Small.
Hopkins.	

Prayer by the Chaplain.

Pending the reading of the Jour-
nal of yesterday, the same was dis-